

Duke, Daphne

From: Minges, Josh
Sent: Wednesday, February 25, 2015 10:10 AM
To: Duke, Daphne
Subject: FW: Geer v Duke Energy (PSC Docket No. 2015-34-E)
Attachments: image001.jpg; image002.jpg; Cert.pdf; 02.24.2015.pdf

Correspondence from Complainant in Docket No. 2015-34-E.

-----Original Message-----

From: Rosalyn R Geer [<mailto:rgeer3376@andersonuniversity.edu>]
Sent: Tuesday, February 24, 2015 10:01 PM
To: Minges, Josh; Toni Hawkins; Hudson, Shannon; Bonnie D. Shealy; barbara.yarbrough@duke-energy.com; heather.smith@duke-energy.com
Subject: RE: Geer v Duke Energy (PSC Docket No. 2015-34-E)

Mr. Minges: Please receive the attached certification and submission as identified per document. Thank you.

From: Rosalyn R Geer
Sent: Tuesday, February 24, 2015 5:32 PM
To: Minges, Josh; Toni Hawkins; Hudson, Shannon; Bonnie D. Shealy; barbara.yarbrough@duke-energy.com; heather.smith@duke-energy.com
Subject: RE: Geer v Duke Energy (PSC Docket No. 2015-34-E)

Sir: It is not only in my own and children's best interest, but that of the SC public constituency as well for the SC Public Service Commission to undertake its vote as docketed. Inclement weather looms in the local landscape today. I will work into the night to solely revise the findings of law upon which my claim is predicated and then digitally serve the document upon the commission at your attention as prior. Supporting medical documentation will also be scanned. Thank you.

Sincerely,

Ms. R. Geer

From: Minges, Josh <Josh.Minges@psc.sc.gov>
Sent: Tuesday, February 24, 2015 11:21 AM
To: Toni Hawkins; Hudson, Shannon; Rosalyn R Geer; Bonnie D. Shealy; barbara.yarbrough@duke-energy.com; heather.smith@duke-energy.com
Subject: RE: Geer v Duke Energy (PSC Docket No. 2015-34-E)

Ms. Geer,

I am writing to remind you that the Commission will be voting on whether to dismiss your Complaint tomorrow. Do you have a status update on your negotiation with Duke regarding this matter?

Josh Mingos
Hearing Examiner

From: Toni Hawkins [<mailto:THawkins@robinsonlaw.com>]
Sent: Tuesday, February 03, 2015 10:04 AM
To: Mingos, Josh; Hudson, Shannon; rgeer3376@andersonuniversity.edu
Cc: Bonnie D. Shealy; barbara.yarbrough@duke-energy.com; heather.smith@duke-energy.com
Subject: Geer v Duke Energy (PSC Docket No. 2015-34-E)

Please see attached Duke Energy Carolinas, LLC's Motion to Dismiss which has been electronically filed with the Commission.

Thank you.

[<http://www.robinsonlaw.com/signatures/logo.jpg>]<http://www.robinsonlaw.com/>>

Toni C Hawkins
Paralegal

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thawkins@robinsonlaw.com<<mailto:thawkins@robinsonlaw.com>>

v-card<http://www.robinsonlaw.com/public/img/attorneys/vcard/Toni_Hawkins.vcf>

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Columbia, South Carolina 29201

P: (803) 779-8900

[<http://www.robinsonlaw.com/signatures/meritas.jpg>]<http://www.robinsonlaw.com/>>

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STATE OF SOUTH CAROLINA

TENTH JUDICIAL DISTRICT

SC PUBLIC SERVICE COMMISSION

Rosalyn R. Geer

CERTIFICATE OF SERVICE

Plaintiff,

v.

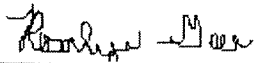
Duke Energy/Carolinas LLC. Etal.

Defendants,

SC Office of Regulatory Staff

Intervenor,

I certify, that by digital transmission of file submission: ALTERNATIVE MANDAMUS AMENDED Incorporating PEREMPTORY ORDER TO RESTORE to Ms. Daphne Duke of the SC Public Service Commission via Mr. Josh Mingos; Hearing Examiner; SC Public Service Commission, I hereby execute CERTIFICATE OF SERVICE as obliged in the SC Public Service Commission Docket of case and record: 2015-34-E and thereby upon all applicable parties of case and/or record proper citing formal complaint.



Ms. Rosalyn Geer; Plaintiff Pro Se

ANDERSON, SOUTH CAROLINA

February 24, 2015

STATE OF SOUTH CAROLINA

TENTH JUDICIAL DISTRICT

SC PUBLIC SERVICE COMMISSION

Rosalyn R. Geer

ALTERNATIVE MANDAMUS

Plaintiff,

AMENDED Incorporating

v.

PEREMPTORY ORDER

Duke Energy/Carolinas LLC.

TO RESTORE

Defendant,

SC Office of Regulatory Staff

Intervenor,

WHEREAS, the Plaintiff did enter formal complaint to the SC Public Service Commission on 11.25.2014, as executed and formally introduced into the Public Service Commission Docket on 01.21.2015, citing the Plaintiff's termination of service by Duke Energy of the Carolinas LLC. on 11.25.2014 and refusal to promote equal access to the applicable electric utility via the Plaintiff's reasonable application for service, and

WHEREAS, absent the reasonable and formal establishment of a Duke Energy Residential Service Contract, contract terms, and/or any documented negotiable means of address or mediation to potential dispute, citing the Plaintiff's verbal request of 11.17.2014 to enter mediation with Duke Energy via the SC Office of Regulatory Staff, and

WHEREAS, the Plaintiff did introduce request to defer Duke Energy Account Balance on 11.17.2014 to December 2014 via Mr. Jamie Peebles; SC Office of Regulatory Staff and in redress to Mrs. Dawn Hipp on 11.25.2014, in the office of Mr. C. Scott Dukes; Executive Director - SC Office of Regulatory Staff to mitigate detriment and/or breach of good faith, given the Plaintiff's extenuating experience of medical respiratory hypertension and/or respiratory distress and hospitalization on 10.27.2014 through 10.28.2014, and

WHEREAS, the Plaintiff did not receive affirmation of any subjective agreement, thereby affording either assent or reasonable negotiation, from SC Office of Regulatory Staff Constituent Services Agent, Mr. Jamie Peebles on 11.17.2014 and/or facilitating effectual decision and/or terms of the Plaintiff's verbally proposed deferment, and

WHEREAS, despite the Plaintiff's remittance of \$35.77 on 02.12.2015 to Duke Energy in satisfaction of the Plaintiff's Duke Energy Final Bill of Residential Account, Duke Energy refused to restore the Plaintiff's electric utility service in alignment with the entity's 02.09.2015 verbatim directive to the Plaintiff denoting express terms to promote restoration of the Plaintiff's electric utility;

The Plaintiff, identifies relies upon and asserts the following **SC Code of Law(s), Code of Regulations, Consumer Protection Code, Universal Human Rights, International Law, Conventions, Covenants, Resolutions** and/or **Protocols** incorporating **Peremptory Order to Restore** to the Honorable Josh Minges; Hearing Examiner; SC Public Service Commission to facilitate its Rule by Law to restore the Plaintiff's electric utility via **Peremptory Order to Restore**:

SC Consumer Protection Code:

CHAPTER 5: Remedies and Penalties SECTION 37-5-108. Unconscionability;

Inducement by unconscionable conduct.

SC Code of Laws:

TITLE 36 COMMERCIAL CODE:

§ 1-103. Construction of Uniform Commercial Code to Promote its Purposes and Policies: Applicability and Supplemental Principles of Law

§ 1-103(b) Capacity to Contract; Principal, Agent

§ 1-303 U.C.C. Article 1 Part 3: Territorial Applicability & General Rules:

Course of Performance, Course of Dealing; Usage and Trade

§ 1-303 (f) (1) (2) Expectation Damages

§ 1-304 Obligation of Good Faith

§ 2-209 Modification, Rescission and Waiver

United States Constitution

TITLE 58 PUBLIC UTILITIES, SERVICES & CARRIERS:

§ 27-40; § 27-140; § 27-150; § 27-160; § 27-210; § 27-220;

§ 27-230; § 27-250

SC Code of Regulations:

103-341 – (1) Applications for Service may be oral or in writing.

103-352 – (3) (b); (4) (c): Procedures for Termination of Service

Fundamental Human Rights

United Nations Declaration on Human Rights

International Bill of Human Rights: A/RES/3/217

Articles: 3, 5, 5, 12, 16(3), 23, 25, 26

International Law and Covenants

United Nations Universal Convention against Corruption

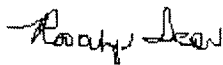
United Nations Universal Convention on the Rights of the Child A/RES/44/25

United Nations Resolution 6/29: Mandate Citing Right of Everyone to the
Enjoyment of the Highest Attainable Standard
of Physical and Mental Health

United Nations Resolution A/HRC/RES/21/23: Rights of Older Persons

United Nations A/RES/41/128: Declaration on Right to Development
Article 8(1) (2); Article 9(1) (2); Article 10

United Nations International Covenant on Economic, Social and Cultural Rights:
Article 10(1); Article 13; Article 16; Article 25



Rosalyn R. Geer

207 Ramsey Road

Anderson, SC 29621

ANDERSON, SOUTH CAROLINA

February 12, 2015

February 12, 2015

SOUTH CAROLINA PUBLIC SERVICE COMMISSION

STATE OF SOUTH CAROLINA

DOCKET NO. 2015-34-E

PEREMPTORY

ORDER TO RESTORE

February 12, 2015

The SC Public Service Commission, the Honorable Josh Mingos Esq. presiding, hereby **APPROVES / DENIES** the Plaintiff's **PEREMPTORY ORDER TO RESTORE**. The commission further identifies the continuing estate of negotiations between the Plaintiff, Duke Energy of the Carolinas LLC. and/or the SC Office of Regulatory Staff in the following:

Findings of Fact:

Findings of Law:

Josh Mingos; Esq.

Hearing Examiner

SC Public Service Commission

101 Executive Center Dr.

Columbia, SC 29210

P: 803.896.5100

F: 803.896.5231

Nebulizer Therapy

A nebulizer turns liquid medication into a fine mist so you can breathe it into your lungs.

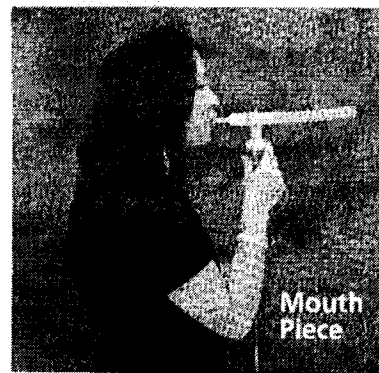
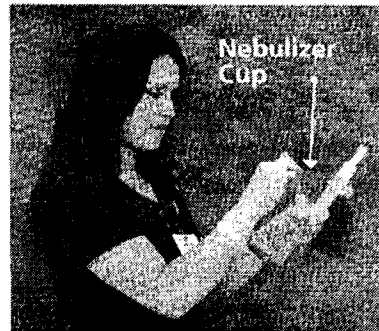
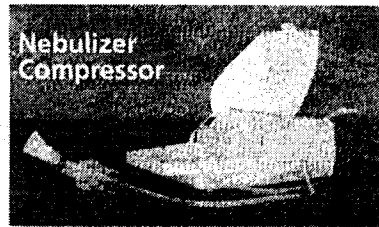
When using a nebulizer, follow your doctor's instructions exactly. Know how to use and care for your device. **If you don't clean your nebulizer properly, you could give yourself a lung infection.** Contact your supplier or respiratory therapist with any questions or concerns.

Always read your nebulizer manual or contact the supplier for care instructions before using the following steps.

How to use your nebulizer

1. Wash your hands.
2. Find a comfortable place to sit upright. Place the machine on a flat, non-carpeted surface.
3. Attach your nebulizer to the compressor.
4. Plug the compressor's power cord into a grounded electrical socket.
5. Open the nebulizer cup and pour your medicine into it.
6. Close the nebulizer cup and keep the device upright.
7. Turn the compressor on and a fine mist should come out.
8. Empty your lungs by exhaling slowly through pursed lips.
9. Put the end of the nebulizer into your mouth, just past your front teeth. Close your lips tightly to keep it firmly in position.

>>Continued on back



Anderson Access to Care Coalition

A partnership of Anderson Free Clinic, AIM, AnMed Health and AOP Mental Health

I am writing to share some exciting news. Anderson County has a program called **Healthy Outcomes Plan (HOP)** and you may qualify for this program for **FREE!** Healthy Outcomes is a program offered by the **Anderson Access to Care Coalition**. This group is made up of AIM, AnMed Health, the Anderson Free Clinic, and the Anderson-Oconee-Pickens Mental Health Center. The goal of the Health Outcomes Plan is to help you get the right healthcare in the right place.

You may be asking "why me?" People who are being invited to join this program are those who have one or more chronic medical conditions, have used the Emergency Room in the past year, are considered low income, and do not have insurance.

Once you sign up for HOP, a person who will be your contact will work with you in a number of ways, including:

1. Helping you find excellent healthcare that you can afford. This means helping you find a doctor's office close to where you live, so you will have a place to see a doctor who will understand and help sort out your particular needs
2. Helping to make sure you understand your healthcare needs so you can take part in improving your own health
3. Helping to make sure you get the medicines you need
4. Helping to make sure you know about other services you may need that are not health related

Space is limited! Please call Anderson Access to Care and the HOP program at (864)512-3958 to find out if this program is right for you. One of the Health Coaches will be glad to assist you in enrollment.

Joining Healthy Outcomes is a great step to improving your health and we look forward to helping you!

Sincerely,

Anderson Access to Care Coalition

(864) 512-3958

800 North Fant Street, Anderson, SC 29621
864-512-3958